

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

No. CR 05-0611 WHA

v.

DALE SCOTT HEINEMAN, KURT F.
JOHNSON, THE DOREAN GROUP,
WILLIAM JULIAN; FARREL J.
LECOMPTE, JR., SARA J. MAGOON,
and CHARLES DEWEY TOBIAS,

Defendants.

**SCHEDULING ORDER
FOR CRIMINAL CASE**

Pursuant to Local Rule 17.1-1, this order sets a schedule for the case to promote a fair and expeditious trial and pretrial of this case.

1. This case will be tried to a jury commencing at **7:30 A.M. ON JUNE 4, 2007**. The final pretrial conference will be at **2:00 P.M. ON MAY 21, 2007**. The remainder of this order sets the schedule leading up to these dates.


2. As to all issues for which a party is or should be on notice with the exercise of reasonable diligence, all Rule 12, discovery/disclosure, suppression, *Franks* or confidential informant motions must be filed by **APRIL 24, 2007**, to be heard on at least two weeks notice on any Tuesday at 2:00 p.m. Any opposition must be filed one week before the hearing. Any reply must be filed four calendar days before the hearing (*e.g.*, Friday for a Tuesday hearing). All declarations must be signed and sworn, including those by defendants. Reply declarations

1 are disfavored and should not include material that should have and could reasonably have been
2 placed in the opening declaration. If the submissions demonstrate a need for an evidentiary
3 hearing, then one will be separately set. All other motions must be seasonably brought, to be
4 heard on any Tuesday at 2:00 p.m., except motions *in limine*, which will be heard at the final
5 pretrial conference.

6 3. For the final pretrial conference, please comply with Local Rule 17.1-1. All
7 government exhibits should be identified by trial exhibit number for the case-in-chief in an
8 exhibit list submitted for the conference. All defense exhibits for its case-in-chief should
9 likewise be identified by trial exhibit number in an exhibit list, at least to the extent the exhibits
10 are required to be disclosed under Rule 16(b). All motions *in limine* must be served and filed at
11 least **FOURTEEN DAYS** before the conference with oppositions and replies filed as per
12 Local Rule 47-2.

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14 **IT IS SO ORDERED.**

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16 Dated: April 3, 2007.

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19 WILLIAM ALSUP
20 UNITED STATES DISTRICT JUDGE
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